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PATENT
Attorney Docket 056291-5259

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **McKerrecher et al.**) Confirmation No. **6547**
Application No. **10/534,650**) Group Art Unit: **1625**
Filed: **May 12, 2005**) Examiner: **Patricia L. Morris**
For: **Benzofuran Derivatives, Process For**) Date: **April 24, 2007**
Their Preparation an Intermediates
Thereof)

U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

TRANSMITTAL FORM

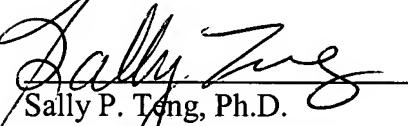
1. Transmitted herewith is an Amendment Under 37 C.F.R. 1.111 in response to the non-final Office Action dated October 26, 2006.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicant petitions for a three-month extension of time from January 26, 2007 to April 26, 2007, the fee for which is **\$1,020.00** as set out in 37 C.F.R. 1.17(a). If Applicant has inadvertently overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Fee Payment: The Commissioner is hereby authorized to charge **\$1,020.00** to Deposit Account No. 50-0310 for payment of three months extension of time fees.
4. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or to credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

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Application **10/534,650**
Page 2

Dated: **April 24, 2007**
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Respectfully submitted,
Morgan, Lewis & Bockius LLP


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Sir:

AMENDMENT UNDER 37 C.F.R. § 1.111

This paper responds to the Office Action, dated October 26, 2007, time for response to which expired January 26, 2007. An extension of time of three months is filed concurrently, thereby extending the period of response to April 26, 2007.

Applicants respectfully request reconsideration of this application in view of the following amendments and remarks.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.